

Appl. No. 08/951,832
Amdt. dated November 3, 2005
Reply to Office action of June 7, 2001

No. 7269 P. 13
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REMARKS/ARGUMENTS:

Applicant has reviewed and considered the Office Action mailed on June 7, 2001 and the references cited therewith.

Claims 3, 16, 18, 21, 24, and 25 are amended, claims 1, 2, 9-12, 14, 15, and 26 are canceled, and no claims are added; as a result, claims 3-8, 13, and 16-25 are now pending in this application.

The Applicant traverses the §102 and §103 rejections set out in the above indicated office action. However, in the interest of expediting the prosecution of the present case, the Applicant has canceled claims 1, 2, 9-12, 14, 15, and 26 without prejudice and reserves the right to prosecute those canceled claims in a continuing application. The Examiner has acknowledged that claims 8, 13, and 22-25 are directed to allowable subject matter and, therefore, Applicant respectfully request the issuance of a Notice of Allowability of the application. Applicant thanks the Examiner for the allowance of claims 8, 13, and 22-25.

Double Patenting

Applicant has canceled claim 1. As such, the double patenting rejection of claim 1 has not been addressed by the Applicant in this Amendment.

§112 Rejection of the Claims

Claims 1-7, and 16-21 were rejected under 35 U.S.C. §112, second paragraph, as being indefinite for failing to particularly point out and distinctly claim the subject matter which applicant regards as the invention.

Applicant has canceled claims 1 and 2. As such, the §112 rejection of the same has not been addressed by the Applicant in this Amendment.

With respect to claim 21, the Examiner rejected the same because various claim language in claim 21 was unclear to the Examiner. Applicant has made the appropriate correction to claim 21.

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CONCLUSION

A courtesy copy of a Petition for Revival of an Application for Patent Abandoned Unintentionally under 37 C.F.R. 1.137(b) has been enclosed for the Examiner's convenience.

The Commissioner is authorized to charge the Petition fee in the amount of \$1,500.00 and any additional fee that may be required, or credit any overpayment made with this Office Action, to Deposit Account Number 500328.

In light of all the foregoing, believing that all things raised in Examiner's June 7, 2001 Office Action have been addressed, Applicant respectfully requests reconsideration of the prior rejections and objections, as well as allowance of the claims and passage of the application to issue. If the Examiner would care to discuss any remaining matters by phone, Applicant invites the Examiner to contact the undersigned at 210.255.6788.

Respectfully submitted,


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